

UNITED STATES COURT OF APPEALS

JUL 20 2006

FOR THE NINTH CIRCUIT

CATHY A. CATTERSON, CLERK
U.S. COURT OF APPEALS

UNITED STATES OF AMERICA,

Plaintiff - Appellee,

v.

DENNIS M. HELGUERO,

Defendant - Appellant.

No. 05-50399

D.C. No. CR-02-00281-AHS-1
Central District of California,
Santa Ana

ORDER

Before: McKEOWN and BERZON, Circuit Judges, and KING,* Senior Judge.

The memorandum disposition filed March 17, 2006 is WITHDRAWN. A memorandum disposition is filed concurrently with this order.

The full court has been advised of the suggestion for rehearing en banc and no active judge has requested a vote on whether to rehear the matter en banc.

Fed. R. App. P. 35. The petition for rehearing and rehearing en banc is DENIED.

Further petitions for rehearing or rehearing en banc will be entertained.

* The Honorable Samuel P. King, Senior United States District Judge for the District of Hawaii, sitting by designation.